



02-15-02

Be 11617
\$
2/26/02

DOCKET NO.: 01-0135/719-163

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Raja G. Achari et al.

Serial No.: 09/334,537

Group Art Unit: 1617

Filing Date: June 16, 1999

Examiner: S. Wang

For: Pharmaceutical Formulations and Methods Comprising Intranasal Morphine

EXPRESS MAIL LABEL NO: EL695382502US

DATE OF DEPOSIT: February 12, 2002

EL695382502US

I HEREBY CERTIFY THAT THIS PAPER IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS **EXPRESS MAIL NO. EL695382502US**,
POSTAGE PREPAID ON THE DATE INDICATED
ABOVE AND IS ADDRESSED TO **BOX RCE**,
COMMISSIONER FOR PATENTS,
WASHINGTON, D.C. 20231.

TYPED NAME: Jeffrey J. King
REGISTRATION NO.: 38,515

02/20/2002 SDIRETA1 00000034 233050 09334537

01 FC:279 370.00 CH

02/20/2002 SDIRETA1 00000034 233050 09334537

02 FC:228 980.00 CH

Box RCE
Commissioner for Patents
Washington DC 20231

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

1. Submission required under 37 C.F.R. §1.114

☒ Previously submitted

☒ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on July 9, 2001 (Any unentered amendment(s) referred to above will be entered).

☐ Enclosed

☐ Amendment/Reply

☐ Affidavit(s)/Declaration(s)

- ☐ Information Disclosure Statement (IDS)
- ☐ Other:

2. Miscellaneous

☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of @@ months. (Period of suspension shall not exceed three (3) months; Fee under 37 C.F.R. §1.17(i) required)

FEE CALCULATION:

				SMALL ENTITY		NOT SMALL ENTITY	
UTILITY APPLICATIONS BASE FEE				\$370.00	\$370	\$740.00	\$
	REMAINING AFTER AMENDMENT	HIGHEST PAID FOR	EXTRA				
TOTAL CLAIMS	18	32 (20 MINIMUM)		\$9 EACH	\$0	\$18 EACH	\$
INDEP. CLAIMS	1	3 (3 MINIMUM)		\$42 EACH	\$0	\$84 EACH	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$140	\$	\$290	\$
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$55	\$	\$110	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$200	\$	\$400	\$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$460	\$	\$920	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$720	\$	\$1440	\$
<input checked="" type="checkbox"/> FIVE MONTH EXTENSION OF TIME				\$980	\$980	\$1960	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$)	minus	(\$)
<input type="checkbox"/> TERMINAL DISCLAIMER				\$55	\$	\$110	\$
TOTAL FEE DUE					\$1350		\$

☒ Authorization to charge Deposit Account 23-3050 in the amount of \$1350.

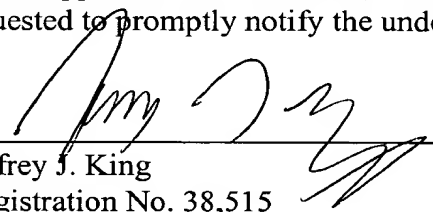
☒ A Notice of Appeal was received by the Patent Office on July 12, 2001. Accordingly a Notice of Appeal or Request for Continued Examination was due on September 12, 2001. Petition is hereby made under 37 C.F.R. 1.136(a) to extend the time period for response from September 12, 2001 to and through **February 12, 2001** comprising an extension of the shortened statutory period of **five (5)** month(s).

☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit account 23-3050. This sheet is provided in duplicate.

☒ Any additional patent application processing fees under 37 C.F.R. §§1.136 and 1.17.

SHOULD ANY DEFICIENCIES APPEAR with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: February 12, 2002



Jeffrey J. King
Registration No. 38,515

Woodcock Washburn LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone: (215) 568-3100
Facsimile: (215) 568-3439



I hereby certify that this correspondence is being deposited with the United States Postal Service as EXPRESS MAIL NO. EL695382502US addressed to Box RCE, Commissioner for Patents, Washington, D.C. 20231, on 2/12/02.

WOODCOCK WASHBURN LLP

By: 

EXPEDITED PROCEDURE
EXAMINING GROUP 1617

PATENT

Attorney Docket No.: NPCL 135

Client Reference No.: 718163

#21
Chambers
TECH CENTER
FEB 22 2002
1609/2900

RECEIVED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Examiner: S. Wang

Raja G. Achari, et al.

Application No.: 09/334,537

REPLY

Filed: June 16, 1999

EXPEDITED PROCEDURE
EXAMINING GROUP 1617

For: PHARMACEUTICAL FORMULATIONS AND METHODS COMPRISING
INTRANASAL MORPHINE

Box RCE

Commissioner for Patents
Washington, D.C. 20231

Sir:

Further to the Notice of Appeal received by the Office on July 12, 2001, and in reply to the Advisory Action mailed on July 23, 2001 and the Final Office Action mailed January 9, 2001, please enter and consider the following remarks. A Request for Continued Examination (RCE) and a Petition for Extension to extend the appeal period for five (5) months from the date of receipt of the Notice of Appeal to February 12, 2002 are filed herewith.

REMARKS

With this RCE and Reply, claims 1-15 and 30-32 are pending in the instant application.